

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 6503 of 1989

For Approval and Signature:

Hon'ble MR.JUSTICE A.R.DAVE

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1. Whether Reporters of Local Papers may be allowed to see the judgements? No
2. To be referred to the Reporter or not? No

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3. Whether Their Lordships wish to see the fair copy of the judgement? No
4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? No
5. Whether it is to be circulated to the Civil Judge?

No

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PATAN TALUKA SAHKARI KHARID VECHAN SANGH LTD.,

Versus

STATE OF GUJARAT

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Appearance:

MR AMAR MITHANI for Petitioner

MR PG DESAI, GOVERNMENT PLEADER for Respondent No. 1

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CORAM : MR.JUSTICE A.R.DAVE

Date of decision: 24/02/98

ORAL JUDGEMENT

This is a petition wherein order dated 10th August 1989 passed by respondent No.1 has been challenged. By virtue of the impugned order, respondents Nos.3 and 4 were appointed as Government nominees under provisions of Sec. 80(1) of the Gujarat Co-operative Societies Act, 1961 of Shri Patan Taluka Sahkari Kharid

Vechan Sangh Ltd.

As per the impugned order, appointment of the said nominees was for a period which might be determined by respondent No.1 government. Ld. Advocate Shri Mithani appearing for the petitioners has fairly submitted that after 10th August 1989 the respondent Government had appointed another person as Government nominee under provisions of Sec. 80(1) of the Gujarat Co-operative Societies Act and, therefore, respondents Nos. 3 and 4 had ceased to perform their duties as Government nominees.

In the above-referred circumstances, the petition has become infructuous and, therefore, it is dismissed accordingly. Rule is discharged with no order as to costs.

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